

Message Text

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21

ORIGIN COA-01

INFO OCT-01 ARA-06 ISO-00 DLOS-03 EB-07 COME-00 CIAE-00

DODE-00 PM-03 H-01 INR-05 L-02 NSAE-00 NSC-05 PA-01

RSC-01 PRS-01 SP-02 SS-15 USIA-06 TRSE-00 INT-05

OES-03 SCS-03 SCA-01 DOTE-00 FMC-01 CG-00 SWF-01

AGR-05 CIEP-01 CEA-01 OMB-01 AID-05 /087 R

DRAFTED BY L/OES M.B.WEST:OES/OFA/FAB.S.HALLMAN:EEB

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ARA/EP-W.CLARK (SUBS)

COMM/NMFS-MR. BEASLEY (SUBS)

----- 001902

R 292355Z DEC 74

FM SECSTATE WASHDC

TO AMEMBASSY QUITO

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E.O. 11652: N/A

TAGS: EFIS, EC

SUBJECT: FISHERMEN'S PROTECTIVE ACT

REF: A. QUITO 8534 B. QUITO 8634

1. REGARDING QUESTION PARAGRAPH 4 REFTTEL A CONCERNING REIMBURSEMENT FOR CONFISCATED CATCH UNDER FISHERMEN'S PROTECTIVE ACT, FPA PROVIDES THAT THE SECRETARY OF COMMERCE, UPON APPLICATION FILED BY THE OWNER OF A U.S. COMMERCIAL FISHING VESSEL, SHALL ENTER INTO AN AGREEMENT WITH SUCH OWNER WHICH WILL GUARANTEE THE OWNER OF SUCH VESSEL AND ITS CREW FOR THE MARKET VALUE OF FISH CAUGHT BEFORE SEIZURE AND CONFISCATED OR SPOILED DURING THE PERIOD OF DETENTION.

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TO BE ELIGIBLE FOR REIMBURSEMENT THE VESSEL MUST BE SEIZED

BY A FOREIGN COUNTRY AND DETAINED ON THE BASIS OF RIGHTS OR CLAIMS IN TERRITORIAL WATERS OR THE HIGH SEAS WHICH ARE NOT RECOGNIZED BY THE UNITED STATES. VESSEL OWNERS ENTERING INTO SUCH AGREEMENTS ARE REQUIRED TO PAY FEES ESTABLISHED BY THE SECRETARY OF COMMERCE.

2. DEPT. IS IN PROCESS OF INFORMING U.S. TUNA INDUSTRY OF NEWLY PUBLISHED ECUADORIAN REGULATIONS PROHIBITING FOREIGN FLAG VESSELS OVER 600 NRT FROM PURCHASING LICENSES AND

ESTABLISHING 40 MILE ZONE AS DESCRIBED REFTEL B USG PLANS TO MAKE THIS INFORMATION PUBLIC AFTERNOON OF DEC. 23.

3. DEPT PRESUMES THAT PROHIBITION ON FOREIGN FISHING INSIDE 40 MILE ZONE NOTED REFTEL B WOULD APPLY EVEN TO VESSELS WHICH PURCHASE LICENSES. SISCO

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30 JUN 2005

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